

**NOTICE:** While reasonable efforts have been made to assure the accuracy of the data herein, this is **NOT** the official version of Senate Journal. It is published to provide information in a timely manner, but has **NOT** been proofread against the events of the session for this day. All information obtained from this source should be checked against a proofed copy of the Senate Journal.

## UNCORRECTED PROOF OF THE JOURNAL OF THE SENATE.



### JOURNAL OF THE SENATE.

*Wednesday, September 19, 2007.*

Met at four minutes past eleven o'clock A.M. (Mr. Hart in the Chair) (having been appointed by the President, under authority conferred by Senate Rule 4, to perform the duties of the Chair).

The Chair (Mr. Hart), members, guests and employees then recited the pledge of allegiance to the flag.

#### *Reports.*

A report of the Transportation Finance Commission (pursuant to Section 13 of Chapter 196 of the Acts of 2004) relative to its analysis of the Commonwealth's ability to fund needed surface transportation improvements (received Monday, September 17, 2007),— **was placed on file.**

A report of the Department of Public Health (under the provisions of Sections 5 and 20 of Chapter 111 of the General Laws) relative to inspection of Women in Transition (received Monday, September 17, 2007),— **was read and sent to the House for concurrence.**

#### *Report of a Committee.*

By Mr. Morrissey, for the committee on Consumer Protection and Professional Licensure, on petition, a Bill relative to the educational requirements of steam boiler "special license" (Senate, No. 173);

**Read and, under Senate Rule 26, referred to the committee on Ethics and Rules.**

### PAPERS FROM THE HOUSE.

Petitions were referred, in concurrence, as follows:

Joint petition (accompanied by bill, House, No. 4236) of Garrett J. Bradley and Robert L. Hedlund (by vote of the town) relative to temporary loans and the assessment of betterments by the town of Hingham;

Petition (accompanied by bill, House, No. 4237) of Joseph R. Driscoll and others (by vote of the town) relative to the park department in the town of Braintree; and

Petition (accompanied by bill, House, No. 4246) of Patrick M. Natale and others (by vote of the town) relative to the transfer of surplus funds of the town of Stoneham to the stabilization account of said town;

Severally to the committee on Municipalities and Regional Government.

Petition (accompanied by bill, House, No. 4238) of Joseph R. Driscoll and others (by vote of the town) that housing owned and controlled by the historical society of the town of Braintree be exempt from certain deleading regulations;

To the committee on Public Health.

Petition (accompanied by bill, House, No. 4239) of Stephen Stat Smith (with the approval of the mayor, board of aldermen and common council) that the city of Everett be authorized to place liens on certain property in said city; and

Petition (accompanied by bill, House, No. 4240) of Joseph R. Driscoll and others (by vote of the town) that the board of assessors

of the town of Braintree be authorized to grant tax abatements to certain military personnel;  
**Severally to the committee on Revenue.**

Notice was received from the House announcing the following appointment:  
That Representative Rice of Gardner has been appointed by the Speaker of the House to the board of trustees of the Massachusetts State Library established (under Section 33 of Chapter 6 of the Massachusetts General Laws).

*Resolutions.*

The following resolutions (having been filed with the Clerk) were severally considered forthwith and adopted, as follows:—  
Resolutions (filed by Mr. Baddour) “congratulating Altwheels on the occasion of its fifth annual Alternative Transportation & Energy Festival”; and  
Resolutions (filed by Mr. Knapik) “honoring Blake M. Molleur.”

*Matter Taken Out of the Orders of the Day.*

There being no objection the following matter was taken out of the Orders of the Day and considered, as follows:  
The Senate Bill authorizing the town of Dedham to grant an additional license for the sale of all alcoholic beverages (Senate, No. 2336),— **was read a second time.**  
**Pending the question on ordering the bill to a third reading, on motion of Mr. Tarr the bill, was recommitted to the Joint Committee on Consumer Protection and Professional Licensure.**

*Reports of a Committee.*

By Mr. Panagiotakos, for the committee on Ways and Means, that the House Bill establishing a sick leave bank for Robert Bozarjian, an employees of the Department of Education (House, No. 4235),— **ought to pass.**  
**There being no objection, the rules were suspended, on motion of Mr. Timilty, and the bill was read a second time, ordered to a third reading, read a third time and passed to be engrossed, in concurrence.**

By Mr. Panagiotakos, for the committee on Ways and Means, that the Senate Bill relative to the Northeast Solid Waste Committee (Senate, No. 549),— ought to pass, with an amendment striking out, in line 3, the words “August 31, 2006” and inserting in place thereof the following words:— “December 31, 2007”.  
**There being no objection, the rules were suspended, on motion of Mr. Tarr, and the bill was read a second time and was amended, as recommended by the committee on Ways and Means.**  
**The bill (Senate, No. 549, amended) was then ordered to a third reading.**

By Mr. Panagiotakos, for the committee on Ways and Means, that the Senate Bill relative to establishing the Commonwealth Corps (Senate, No. 2301),— ought to pass, with an amendment in section 4, in subsection (a) of section 4 of the proposed chapter 6C of the General Laws, by striking out the words “The MSA shall require host projects to select Corps members who are at least 18 years of age, residents of the state, legally authorized to work in the United States, and who are not for medical, legal or psychological reasons incapable for service. The MSA shall ensure selection of corps members is made in accordance with the Americans with Disabilities Act and chapter 1513.” and inserting in place thereof the following words:— “Corps members shall be residents of the commonwealth who are at least 18 years of age and who are legally authorized to work in the United States. MSA and Commonwealth Corps shall select corps members in compliance with any applicable state and federal anti-discrimination laws.”.  
**There being no objection, the rules were suspended, on motion of Mr. Tarr, and the bill was read a second time and was amended, as recommended by the committee on Ways and Means.**  
**The bill (Senate, No. 2301, amended) was then ordered to a third reading.**

*Reports of Committees.*

By Ms. Menard, for the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the Senate petition of Benjamin B. Downing, Stephen R. Canessa, Robert A. Antonioni, Pamela P. Resor and other members of the General Court for legislation to improve school campus air quality.  
**Senate Rule 36 was suspended, on motion of Mr. Tarr, and the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Environment, Natural Resources and Agriculture.**

By Ms. Menard, for the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the Senate petition of Robert A. O’Leary, Matthew C. Patrick and Sarah K. Peake for legislation relative to water protection.  
**Senate Rule 36 was suspended, on motion of Mr. Tarr, and the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Environment, Natural Resources and Agriculture.**  
**Severally sent to the House for concurrence.**

**PAPERS FROM THE HOUSE.**

*Emergency Preamble Adopted.*

An engrossed Bill establishing a sick leave bank for Karen Byrnes, an employee of the Department of Conservation and Recreation (see House, No. 4225), having been certified by the Senate Clerk to be rightly and truly prepared for final passage and containing an emergency preamble, — **was laid before the Senate; and, a separate vote being taken in accordance with the requirements of Article LXVII of the Amendments to the Constitution, the preamble was adopted in concurrence, by a vote of 2 to 0.**

**The bill was signed by the Acting President (Mr. Hart) and sent to the House for enactment.**

*Engrossed Bill.*

An engrossed Bill establishing a sick leave bank for Mary Hardiman, an employee of the Department of Public Health (see House, No. 4210, amended) (which originated in the House), having been certified by the Senate Clerk to be rightly and truly prepared for final passage, was passed to be enacted and was signed by the Acting President (Mr. Hart) and laid before the Governor for his approbation.

*Order Adopted.*

On motion of Mr. Tarr,—

*Ordered,* That when the Senate adjourns today, it adjourn to meet again tomorrow at one o'clock P.M., in a full formal session.

On motion of the same Senator, at twenty-seven minutes past eleven o'clock A.M., the Senate adjourned to meet on the following day at one o'clock P.M.